

Dated: April 1, 2025

The following is ORDERED:




PAUL R. THOMAS
UNITED STATES BANKRUPTCY JUDGE

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF OKLAHOMA**

| | | |
|--------------------------|---|-------------------|
| IN RE: |) | |
| |) | |
| CM HEAVY MACHINERY, LLC, |) | Case No. 24-80617 |
| |) | Chapter 11 |
| |) | |
| Debtor. |) | |

**ORDER APPROVING STIPULATION REGARDING THE UNITED
STATES TRUSTEE'S MOTION TO CONVERT CASE TO CHAPTER 7**

There came on for consideration before the undersigned United States Bankruptcy Judge the Stipulation Regarding the United States Trustee's Motion to Convert Case to Chapter 7 (the "Stipulation"), filed on April 1, 2025 (Doc. #153).

Upon giving due consideration to the facts as well as the agreed upon terms between Ilene J. Lashinsky, the United States Trustee for Region 20 (the "U.S. Trustee") and CM Heavy Machinery, LLC (the "Debtor"), this Court finds that the Stipulation should be approved.

IT IS THEREFORE ORDERED that the Stipulation between the U.S. Trustee and the Debtor is hereby approved.

IT IS FURTHER ORDERED:

- Within ten (10) days from the filing of this Stipulation, the Debtor will provide proof of opening the DIP account to the U.S. Trustee.
- The Debtor will immediately cease utilizing the Mabrey Bank Account, No. xxxx5504 (the “Mabrey Bank Account”).
- Within ten (10) days from the filing of this Stipulation, the Debtor will transfer the balance in the Mabrey Bank Account to the DIP account; however, if there is a required minimum balance for the Mabrey Bank Account to remain open, that balance can be maintained.
- The Debtor is not required to close the Mabrey Bank Account; however, if any account receivable is deposited into the Mabrey Bank Account, the Mabrey Bank Account will be swept into the DIP account within one (1) business day of the receipt of the receivable.
- The Debtor will attach receipts to the corresponding Monthly Operating Report for any future debit card purchases. In the rare event that a receipt is not available, the Debtor will attach to the corresponding Monthly Operating Report a detailed explanation of the purchase and why a receipt is not available.
- The Debtor will immediately cease using estate funds for any personal purpose of Mr. Meadors.
- The U.S. Trustee reserves the right to object to plan confirmation on any basis.
- The U.S. Trustee reserves the right to inquire regarding any past or future financial transaction listed in any Monthly Operating Report.
- The hearing on the United States Trustee’s Motion to Convert Case to Chapter 7, Doc. No. 79, will be set at the same time as any hearing on plan confirmation. The U.S. Trustee waives the requirement that a hearing be commenced within 30 days of the filing of the motion as provided in 11 U.S.C. § 1112.

Movant shall notify all interested parties.

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AGREED:

ILENE J. LASHINSKY
UNITED STATES TRUSTEE

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